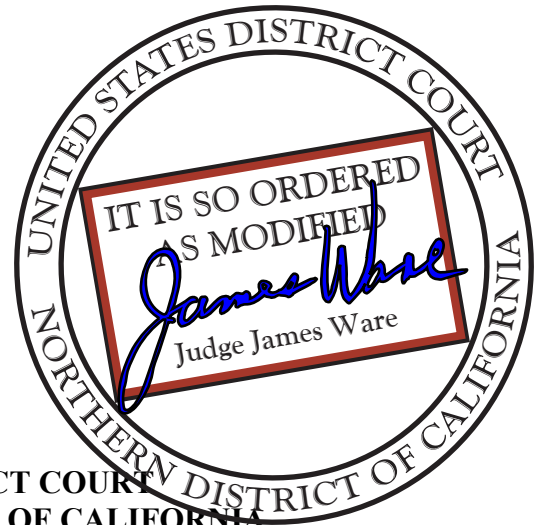


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Attorney for Plaintiff
CARLOS H. PEREZ



**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

CARLOS H. PEREZ,

Plaintiff,

v.

GMAC MORTGAGE USA
CORPORATION, A/K/A GMAC
MORTGAGE, LLC, a Delaware
corporation; MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., a
Delaware corporation; EXECUTIVE
TRUSTEE SERVICES, LLC, a Delaware
limited liability company; GREENPOINT
MORTGAGE FUNDING, INC., a New
York corporation; ANDRUS &
ASSOCIATES, INC., a California
corporation; PAUL RAY ANDRUS,
individually and in his official capacity;
HOMECOMINGS FINANCIAL, LLC, a
Delaware limited liability company;
COUNTRYWIDE HOME LOANS, INC., a
New York corporation; SOUTH PACIFIC
FINANCIAL CORPORATION, a
California corporation; RESIDENTIAL
MORTGAGE CAPITAL, D/B/A FIRST
SECURITY LOAN; a California
corporation; JAMES JOHN CHAPMAN,
individually and in his official capacity;
LUIS G. BARRIOS, individually and in his
official capacity; ELIZABETH P.
CAMPOS, individually and in her official

Case No. C08-01972-JW-HRL

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE AND
[PROPOSED] ORDER**

1 capacity; and DOES 1 through 20,
2 inclusive,

3 Defendants.

4 WHEREAS, the Court has set an Initial Case Management Conference in this case for August
5 25, 2008, at 10:00 a.m.;

6 WHEREAS, not all of Defendants have yet been served, in fact, two Defendants are currently
7 actively avoiding service;

8 WHEREAS, Defendant, GREENPOINT MORTGAGE FUNDING, INC., has filed a Motion to
9 Dismiss which is set for hearing on October 6, 2008, at 9:00 a.m.;

10 WHEREAS, Defendants, GMAC MORTGAGE USA CORPORATION, HOMECOMINGS
11 FINANCIAL, LLC, and EXECUTIVE TRUSTEE SERVICES, LLC, have filed a Partial Motion to
12 Dismiss which is set for hearing on October 6, 2008, at 9:00 a.m.; and

13 WHEREAS, because the case is not at issue and numerous Defendants have not yet answered, it
14 is currently not practical for the parties to complete their initial meet and confer to discuss discovery
15 plans and settlement options.

16 In light of the foregoing, the undersigned parties, through their counsel, hereby request that the
17 Court continue the Initial Case Management Conference currently set for August 25, 2008, at 10:00
18 a.m. to December 8, 2008 at 10:00 a.m. or to a convenient date thereafter.

19 IT IS SO STIPULATED.

20 Dated: July 25, 2008

21 CONSUMER LAW CENTER, INC.

22 By: /s/ Fred W. Schwinn

23 Fred W. Schwinn, Esq.
24 Attorney for Plaintiff
25 Carlos H. Perez

1 Dated: July 25, 2008

LOCKE LORD BISSELL & LIDDELL, LLP

2
3 By: /s/ James Matthew Goodin

James Matthew Goodin, Esq.

Attorneys for Defendants

GMAC Mortgage USA Corp.; Executive
Trustee Service, LLC; and Homecomings
Financial LLC

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5
6
7 Dated: July 25, 2008

WRIGHT FINLAY & ZAK, LLP

8
9 By: /s/ Robin P. Wright

Robin P. Wright, Esq.

Attorneys for Defendant

South Pacific Financial Corporation

10
11
12 Dated: July 25, 2008

BRYAN CAVE, LLP

13
14 By: /s/ James Goldberg

James Goldberg, Esq.

Attorneys for Defendant

Countrywide Home Loans, Inc.

15
16
17 Dated: July 25, 2008

RAGGHianti FREITAS, LLP

18
19 By: /s/ Patrick M. Macias

Patrick M. Macias, Esq.

Attorneys for Defendants

Residential Mortgage Capital and James
John Chapman

20
21
22 Dated: July 25, 2008

SEVERSON & WERSON, APC

23
24 By: /s/ Sunny S. Huo

Sunny S. Huo, Esq.


Attorneys for Defendant

GreenPoint Mortgage Funding, Inc.

ORDER

GOOD CAUSE APPEARING, the Initial Case Management Conference in this matter is continued to November 3, 2008, at 10 a.m.

Dated: July 30, 2008



The Honorable James Ware
United States District Judge